

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

MARSHALL PACKAGING COMPANY, LLC,	§	
Plaintiff,	§	
	§	
v.	§	CIVIL ACTION NO. 6:11-cv-427
	§	
CG ROXANE LLC, JANA NORTH AMERICA, INC., AND TOPCO HOLDINGS, INC.	§	JURY TRIAL DEMANDED
Defendants.	§	
	§	

ORDER OF DIMISSAL

Before the Court is Plaintiff Marshall Packaging Company, LLC's Notice of Voluntary Dismissal of Topco Holdings, Inc. After considering the notice of dismissal, the Court hereby dismisses all claims asserted by Plaintiff Marshall Packaging Company, LLC against Topco Holdings, Inc. without prejudice to refile same. It is further ORDERED that each party shall bear its own costs.

So ORDERED and SIGNED this 10th day of November, 2011.



**LEONARD DAVIS
UNITED STATES DISTRICT JUDGE**